

April 18, 2012

The regular meeting of the Amsterdam Town Board was held on Wednesday, April 18, 2012 at Town Hall, 283 Manny's Corners Road, Amsterdam, NY 12010.

Present: Thomas P. DiMezza, Supervisor  
Kenneth Krutz, Councilman  
Terry Bieniek, Councilman  
Alexander Kuchis, Councilman  
Linda Bartone Hughes, Town Clerk  
Charles R. Schwartz, Town Attorney  
Linda Bartone Hughes, Town Clerk

Absent: Bart Tessiero, Councilman

Others: Stephen Kowalczyk, JoAnne Kowalczyk, Marget Barnett, Keith Kazala,  
Dave Thibodeau, Judy Stewart, Robert Wojturski, Richard Whalen, News  
Media and others.

Supervisor DiMezza opened the meeting at 7:00 p.m. with a salute to the Flag.

Public Comment

Stephen Kowalczyk, 792 Cranes Hollow Road, Amsterdam mentioned he was at the last meeting concerning the issue of a new truck to replace a four year old truck with 40,000 miles. He suggested the Town could consider replacing the oldest truck.

The other discussion brought up was the potential to make money on this truck purchase. Mr. Kowalczyk suggested if we buy a bigger truck and spend more money than we could save more money.

53 Res. APPROVAL OF VOUCHERS, ABSTRACT #4

BE IT HEREBY RESOLVED, that the Town Board, Town of Amsterdam approves payment of Vouchers, Abstract #4 for April 2012.

Sponsored by: Councilman Kenneth Krutz

Seconded by: Councilman Terry Bieniek

ADOPTED-4-AYES-0-NOES

54 Res. APPROVAL OF MINUTES

BE IT HEREBY RESOLVED, that the Town Board, Town of Amsterdam approves minutes of March 21, 2012.

Sponsored by: Councilman Alexander Kuchis  
Seconded by: Councilman Terry Bieniek  
ADOPTED-3-AYES-0-NOES-1-ABSTAIN (Councilman Krutz)

Presentation by Alexander Lieb of New York Light Energy

Supervisor DiMezza stated being Town Supervisor is a tough enough job and is thankful he has a good Town Board. Supervisor DiMezza thanked Councilman Kuchis for the solar panel suggestion. Also, thanked Councilman Bart Tessiero who came up with energy program from NYSERTA that will result in a cost savings. All the lights were refitted in then Town Garage.

We are now looking at more cost savings by installing solar energy panels on both Town buildings. There are other companies in the area currently using solar energy. It's a fairly new program at no cost to the Town. The cost savings over a period of 20 years will be about \$130,000. The average yearly savings is about \$4,500-\$5,000.

Mr. Lieb states that New York Light Energy will install the whole system at their cost. They own the system and are responsible for maintenance. The Town has no obligation other than purchasing the electricity the system produces. New York Light Energy offers to sell energy at a discount to the Grid pricing. Mr. Lieb offered to show the statistics from Alpin Haus and Mohawk Dairy. Hill & Markes will also be installing this system. Mr. Lieb said they tend to over deliver by 16.9%. The extra energy is free. We only charge for what we said we were going to.

Mr. Lieb explained that originally suggested ground systems, however; we have a flat roof and would like to put on roof. Mr. Lieb explained this system will not penetrate the room. It's a ballasted system rated to 100 mph wind load which is completely removable. Mr. Lieb would like to investigate the roof on the Highway Garage. These systems could be in place in about 30 days. The system will be insured by New York Light Energy. The Town must provide an internet connection with a separate ip address. The system is monitored by New York Light Energy.

The energy is produced by the sun and goes through New York Light Energy's meter and directly to panel to be consumed. If Town Hall is closed on Sunday and no energy is being consumed then the energy will go out to Grid and the Town would get a credit on their bill. Councilman Krutz questioned our obligation is cost of energy we use off solar but if there is an overage then we collect. Mr. Lieb said yes. If you don't use it then you get a credit from National Grid.

Mr. Lieb explained the billing. The Town will be billed for the contracted amount. Anything over produced belongs to the Town. You could make up to \$1,000 - \$2,000 range. There is no down side to selling to grid.

55 Res. AUTHORIZE TOWN SUPERVISOR TO SIGN CONTRACT WITH NEW YORK LIGHT ENERGY CONTINGENT UPON APPROVAL OF TOWN ATTORNEY

BE IT HEREBY RESOLVED, that the Town Board, Town of Amsterdam authorizes Town Supervisor to sign contract with New York Light Energy contingent upon approval of Town Attorney.

Sponsored by: Councilman Kenneth Krutz  
Seconded by: Councilman Alexander Kuchis  
ADOPTED-4-AYES-0-NOES

Supervisor DiMezza suggested it's too early review records. Supervisor DiMezza recommends we review records in June.

56 Res. RESOLUTION AUTHORIZING STANDARD WORK DAY AND REPORTING RESOLUTION RS 2417-4 & RS 2417-B

BE IT HEREBY RESOLVED, that the Town of Amsterdam location code 30624 hereby established the following as standard work days for elected and appointed officials and will report the following days worked to the New York State and Local Employees' Retirement Systems based on the time keeping system records or the record of activities maintained and submitted by these officials to the clerk of this body: See Attached Form RS 2417-A & RS 2417-B

Sponsored by: Councilman Terry Bieniek  
Seconded by: Councilman Alexander Kuchis  
ADOPTED-4-AYES-0-NOES

57 Res. AUTHORIZE PURCHASE OF IPS SYNC FOR ZONING SOFTWARE

BE IT HEREBY RESOLVED, that the Town Board, Town of Amsterdam authorizes purchase of IPS Sync for zoning software.

Sponsored by: Councilman Alexander Kuchis  
Seconded by: Councilman Kenneth Krutz  
ADOPTED-4-AYES-0-NOES

The Town Board reviewed Part I and II of the Short Form Environmental Assessment Form.

Councilman Kuchis asked if sewer hookups will be provided to any homes along Golf Course Road. Supervisor DiMezza said no. This line will not go past any homes. Councilman Krutz questioned if the cost will be borne by Developer. Supervisor DiMezza said yes, this will be at no cost to the Town.

58 Res. RESOLUTION DETERMINING SIGNIFICANCE OF THE ROUTE 30  
SEWER SERVICE AREAS PHASE VII – GOLF COURSE ROAD  
SUBDIVISION

WHEREAS, the Town of Amsterdam established a Sewer Service Area known as the Route 30 Sewer Service Area which is located generally along NYS Route 30 in the Town of Amsterdam; and

WHEREAS, a petition for the creation of a sanitary sewer extension to be known as the “Route 30 Sewer Service Area Phase VII (Golf Course Road Subdivision)” in the Town of Amsterdam, Montgomery County, New York, dated March 5, 2012, was presented to the Town of Amsterdam Town Board together with a Map, Plan and Report and Sanitary Sewer Report prepared by competent engineers duly licensed by the State of New York; and

WHEREAS, the Town Board held a Public Hearing on the proposed Route 30 Sewer Service Area Phase VII Extension on April 18, 2012 and all persons were duly heard; and

WHEREAS, extension of a Sewer Service Area is an Unlisted Action under the State Environmental Quality Review Act (SEQRA); and

WHEREAS, the Town Board has completed and reviewed Part 1 and 2 of the Short Environmental Assessment Form;

NOW THEREFORE BE IT RESOLVED

1. The Town of Amsterdam Town Board is lead agency for this action in an uncoordinated review.
2. The Town Board determines that the action will not have a significant adverse impact on the environment based on the criteria contained in 6 NYCRR 617.7
3. The Town Supervisor shall sign the Short Environmental Assessment Form indicating thereon that this action will not result in any significant adverse environmental impacts.

Sponsored by: Councilman Alexander Kuchis

Seconded by: Councilman Terry Bieniek

ADOPTED-4-AYES-0-NOES

59 Res. RESOLUTION AUTHORIZING ROUTE 30 SEWER SERVICE AREA  
VII EXTENSION GOLF COURSE ROAD SUBDIVISION

WHEREAS, the Town of Amsterdam established a Sewer Service Area known as the Route 30 Sewer Service Area which is located generally along NYS Route 30 in the Town of Amsterdam; and

WHEREAS, a petition for the creation of a sanitary sewer extension to be known as the "Route 30 Sewer Service Area Phase VII (Golf Course Road Subdivision)" in the Town of Amsterdam, Montgomery County, New York, dated March 5, 2012, was presented to the Town of Amsterdam Town Board together with a Map, Plan and Report prepared by a competent engineer duly licensed by the State of New York; and

WHEREAS, the boundaries of the proposed sewer service area extension are shown on Attachment A and include approximately 62.4 acres described as Montgomery County Tax Parcel 24.-2-46.111; and

WHEREAS, all costs for the Route 30 Sewer Service Area Phase VII Extension including construction, engineering, surveying, legal and administrative costs, will be entirely borne by the project developer at no cost to the Town of Amsterdam or to the typical property owner. The Town will assume no debt service associated with this project; and

WHEREAS, an order was adopted by the Town Board on March 15, 2012 reciting the filing of said Map, Plan and Report, identifying the area of the proposed Route 30 Sewer Service Area Phase VII Extension, describing the improvements proposed, the maximum amount proposed to be expended as stated in the petition, the estimated cost of connection fees for typical properties, and specifying April 18, 2012 at 6:55 PM in the Amsterdam Town Hall as the time and place for a public hearing on the proposed extension; and

WHEREAS, such order was duly posted and published as required by law; and

WHEREAS, a hearing in the matter was duly held by the Board on the 18<sup>th</sup> day of April, 2012 commencing at 6:55 PM at the Amsterdam Town Hall and all persons desiring to be heard on the subject of the proposed district extension have been heard; and

WHEREAS, the Town Board has given due deliberation to the hearing and the testimony and allegations presented concerning the same;

WHEREAS, the Town Board has completed the SEQR review of this action and issued a Negative Declaration;

BE IT HEREBY RESOLVED AND DETERMINED:

1. The Town of Amsterdam Town Board finds:
  - a. the petition is signed, and acknowledged, proved or authenticated as required by law and is otherwise sufficient;

- b. all the property and owners within the proposed sewer service area extension are benefited thereby;
  - c. all property and property owners benefited are included within the limits of the proposed extension; and
  - d. it is in the public interest to grant in whole the relief sought.
2. The Town of Amsterdam Town Board approves the Route 30 Sewer Service Area Phase VII Extension as described in Attachment A.
  3. The Town of Amsterdam Clerk shall file certified copies of this resolution and the Final Order Establishing the Route 30 Sewer District Phase VII Extension with the Montgomery County Clerk and Department of State as required by law.

Sponsored by: Councilman Alexander Kuchis

Seconded by: Councilman Terry Bieniek

ADOPTED-4-AYES-0-NOES

#### Discussion Pickup Truck

Supervisor DiMezza reports everyone received copies of quotes for pick up truck. The quote was \$24,415 and we anticipate receiving \$13,000-\$15,000 for old truck. The warranty is up and we haven't had to put brakes or tires on it yet. Also, we are estimating to receive about \$25,000 for plow and we will also be receiving FEMA money.

After discussion, Highway Superintendent Thibodeau recommended to go out for bid. We may be able to get a bit cheaper. This quote is from Carbone Auto. There is an overabundance of pickup trucks so they are offering great deals.

Councilman Bieniek asked for an explanation of how we can make money on these deals? Dave Thibodeau said this is a \$38,000 truck for \$24,000. If we keep this truck for 3 years we should at least get our \$24,000. We may not make money. Councilman Bieniek agreed to go out for bid but is not sold on this.

60 Res. ADVERTISE TO GO OUT FOR BID FOR 2012 PICKUP TRUCK

BE IT HEREBY RESOLVED, that the Town Board, Town of Amsterdam authorizes Town Clerk to advertise to go out for bids for 2012 Pickup Truck.

Sponsored by: Supervisor Thomas DiMezza

Seconded by: Councilman Alexander Kuchis

ADOPTED-4-AYES-0-NOES

#### Late Items

Councilman Kuchis suggested in consideration of development and safety concerns of area residents is it possible to request one or all of the following: 1) lower speed limit on

Golf Course Road; 2) construct a three-way stop at Golf Course at Van Dyke & Golf Course; 3) a warning flashing sign at McKay & Golf Course Road. The Development is coming. It would be wise to make the roads safer prior to this development.

Councilman Krutz is disappointed to hear the Sheriff's Department is monitoring but not ticketing. We have tried lower the speed limit several times.

Supervisor DiMezza said the County was involved in this process. We can send a request to lower the speed limit. The speed limit is 45 mph. There are many causes of why accidents occur.

Councilman Bieniek expressed concern about the speed on McKay Road. It's not local traffic. There have been cars flipping over. It's the speed not the amount of traffic. The speed limit needs to be enforced.

Mrs. Castler from McKay Road expressed concern about speed and amount of traffic. Mrs. Castler stated you have to take care of the residences. It's very hard to pull out of driveway and crossing street to get mail.

Supervisor DiMezza suggested we pass a resolution to lower speed limit, contact the State Police & Sheriff to write tickets and talk with County DPW to erect a three way stop. We will do what we can to mitigate the circumstances.

61 Res. REQUEST SPEED LIMIT REDUCTIONS ON GOLF COURSE ROAD,  
UPPER STEADWELL AND MCKAY ROAD

BE IT HEREBY RESOLVED, that the Town Board, Town of Amsterdam requests a speed limit reduction on Golf Course Road, Upper Steadwell Road & McKay Road.

Sponsored by: Councilman Terry Bieniek  
Seconded by: Councilman Kenneth Krutz  
ADOPTED-4-AYES-0-NOES

62 Res. EXECUTIVE SESSION TO DISCUSS HIGHWAY CONTRACT  
NEGOTIATIONS

BE IT HEREBY RESOLVED, that the Town Board, Town of Amsterdam go into executive session to discuss Highway Contract Negotiations.

Sponsored by: Councilman Kenneth Krutz  
Seconded by: Councilman Terry Bieniek  
ADOPTED-3-AYES-0-NOES-1-ABSTAIN (Councilman Kuchis)

The Town Board entered executive session at 7:37 p.m. The meeting resumed at 7:45 p.m.

63 Res. APPROVE FOUR YEAR HIGHWAY CONTRACT AS SUBMITTED

BE IT HEREBY RESOLVED, that the Town Board, Town of Amsterdam approves four year Highway Contract as submitted.

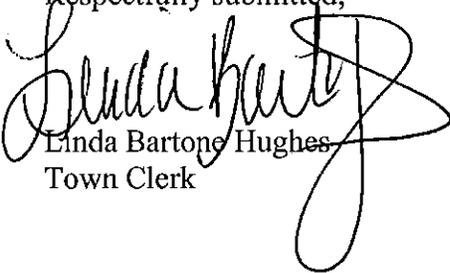
Sponsored by: Councilman Kenneth Krutz

Seconded by: Councilman Terry Bieniek

ADOPTED-3AYES-0-NOES-1ABSTAIN (Councilman Kuchis)

On a motion by Councilman Terry Bieniek and seconded by Councilman Kenneth Krutz; the meeting adjourned at 7:47 p.m.

Respectfully submitted,



Linda Bartone Hughes  
Town Clerk



Office of the New York State Comptroller  
 New York State and Local Retirement System  
 Employees' Retirement System  
 Police and Fire Retirement System  
 110 State Street, Albany, New York 12244-0001

# Standard Work Day and Reporting Resolution

## RS 2417-A

(12/10)

BE IT RESOLVED, that the TOWN OF AMSTERDAM / Location code 30624 hereby establishes the following as standard work days for elected and appointed officials and will report the following days worked to the New York State and Local Employees' Retirement System based on the time keeping system records or the record of activities maintained and submitted by these officials to the clerk of this body:

Title	Name	Social Security Number (Last 4 digits)	Registration Number	Standard Work Day (Hrs/day)	Term Begins/Ends	Participates in Employer's Time Keeping System (Y/N)	Days/Month (based on Record of Activities)	Tier 1 (Check only if member is in Tier 1)	Not Submitted (Check box if no record of activities completed or timekeeping system)
<b>Elected Officials</b>									
TOWN CLERK	LINDA A HUGHES	6026	36809911	6	1/1/10-12/31/13	N	20	<input type="checkbox"/>	<input type="checkbox"/>
HIGHWAY SUPT	DAVID R THIBODEAU	3876	32147639	6	1/1/12-12/31/13	N	20	<input type="checkbox"/>	<input type="checkbox"/>
COUNCILPERSON	TERRY BIENIEK	8325	3349023	6	1/1/12-12/31/15	N	2	<input type="checkbox"/>	<input type="checkbox"/>
COUNCILPERSON	ALEXANDER KUCHIS	4763	42092189	6	1/1/12-12/31/15	N	2	<input type="checkbox"/>	<input type="checkbox"/>
<b>Appointed Officials</b>									
LABORER	STEVEN ADAMCHICK	8762	37408630	8	1/5/1994	Y	20	<input type="checkbox"/>	<input type="checkbox"/>
LABORER	HERBERT D MENGE	8057	3342443	8	7/8/1983	Y	20	<input type="checkbox"/>	<input type="checkbox"/>
LABORER	TODD A DADO	9797	39811500	8	11/15/99	Y	20	<input type="checkbox"/>	<input type="checkbox"/>

If additional rows are needed, please use form RS2417-B and attach.

On this 18TH day of APRIL, 2012 Date enacted: 04/18/2012

I, LINDA BARTONE HUGHES, clerk of the governing board of the TOWN OF AMSTERDAM of the State of New York, do hereby certify that I have compared the foregoing with the original resolution passed by such board, at a legally convened meeting held on the 18TH day of APRIL, 2012 on file as part of the minutes of such meeting, and that same is a true copy thereof and the whole of such original.

I further certify that the full board, consists of 5 members, and that 4 of such members were present at such meeting and that 4 of such members voted in favor of the above resolution.

IN WITNESS WHEREOF, I have hereunto Set my hand and the seal of the TOWN OF AMSTERDAM (Name of Employer)

This document consists of 2 page(s) (see additional RS2417-B forms attached).

